

Message Text

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ACTION L-03

INFO OCT-01 ARA-06 EUR-12 IO-13 ISO-00 SP-02 USIA-06
AID-05 EB-07 NSC-05 EPG-02 TRSE-00 SS-15 STR-04
OMB-01 CEA-01 CIAE-00 COME-00 FRB-03 INR-07
NSAE-00 XMB-02 OPIC-03 LAB-04 SIL-01 H-01 SEC-01
JUSE-00 FTC-01 /106 W
-----011928Z 025179 /45

R 011645Z JUN 77
FM AMEMBASSY BRASILIA
TO SECSTATE WASHDC 1945
INFO US MISSION USUN NEW YORK 690
USMISSION GENEVA
AMEMBASSY PARIS
AMCONSUL RIO DE JANEIRO
AMCONSUL SAO PAULO

C O N F I D E N T I A L BRASILIA 4429

EO 11652 GDS
TAGS EGEN EINV UN ECOSOC
SUBJECT: ILLICIT PAYMENTS -- US PROPOSAL FOR INTERNATIONAL
AGREEMENT

REF. STATE 124538 (NOTAL)

1. ON MAY 31, EMBOFF PRESENTED REFTEL INFORMATION TO SECOND
SECRETARY LUIZ TUPY CALDAS DE MOURAY OF THE FOREIGN MINISTRY'S
DIVISION OF TRADE POLICY. TUPY IS THE MINISTRY'S ACTION OFFICER
ON MULTILATERAL ILLICIT PAYMENTS ISSUES. TUPY SAID THE GOB DID
NOT YET HAVE ANY VIEWS ON THE PROGRESS OF THE ECOSOC WORKING
GROUP, OF WHICH BRAZIL IS NOT A MEMBER. WHEN THE GROUP
ISSUES ITS REPORT, THE GOB WILL CONDUCT AN INTERAGENCY REVIEW.
TUPY DID NOT AT PRESENT EXPECT THAT THE REVIEW WOULD BE COMPLETED
IN TIME FOR THE JULY ECOSOC MEETING. THERE WAS TOO LITTLE TIME.
TUPY COMMENTED THAT THE COMPOSITION OF THE WORKING GROUP MIGHT
AFFECT THE NATURE OF ITS PRODUCT. HE CITED EARLIER EUROPEAN DEMANDS
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FOR MORE SEATS IN THE GROUP.

2. TURNING TO SUBSTANCE, TUPY ASKED WHAT THE SUMMIT PARTICIPANTS HAD
MEANT PRECISELY WITH THE PHRASE "IRREGULAR PRACTICES AND IMPROPER
CONDUCT." EMBOFF SAID HE WOULD SEEK CLARIFICATION. TUPY RECALLED
THE GOB'S VIEW THAT THE ILLICIT PAYMENTS ISSUE WAS A SUBSET OF
THE CORRUPT PRACTICES QUESTION, WHICH IN TURN WAS A SUBSET OF

THE MATTERS WITHIN THE SCOPE OF THE ENRISIONED CODE OF CONDUCT FOR TRANSNATIONAL CORPORATIONS (TNC'S). BRAZIL, LIKE OTHER LDCS, HE OBSERVED, GAVE PRIORITY TO A CODE. BRAZIL'S PRINCIPAL INTEREST IN THIS WHOLE AREA, HE SAID, CONCERNS THE ECONOMIC ACTIVIES OF TNC'S. THE GOB IN THE SECOND NATIONAL DEVELOPMENT PLAN IS PLEDGED TO EVALUATE ALL INTERNATIONAL ACTIONS OF TNC'S ACCORDING TO THE CRITERION OF ECONOMIC BENEFIT TO BRAZIL. A CODE WOULD COVER A WIDE RANGE OF ACTIVIES OF ECONOMIC RELEVANCE TO BRAZIL, TUPY OBSERVED, BUT DEALING WITH THE NARROW QUESTION OF ILLICIT PAYMENTS WAS NOT PARTICULARLY IMPORTANT ACCORDING TO THIS CRITERION.

3. ACTION REQUESTED. ANY COMMENT ON TUPY'S QUESTION THAT WE CAN PASS ALONG TO HIM.

CRIMMINS

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NNN

Message Attributes

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Sent Date: 01-Jun-1977 12:00:00 am
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Decaption Note:
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Disposition Approved on Date:
Disposition Case Number: n/a
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Disposition Date: 22 May 2009
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Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Litigation History:
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Original Previous Handling Restrictions: n/a
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